

# COMMITTEE REPORT

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## MADAM PRESIDENT:

The Senate Committee on Elections and Civic Affairs, to which was referred Senate Bill No. 500, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 2, between lines 25 and 26, begin a new paragraph and insert:
- 2 "(d) After June 30, 2005, the governor may not appoint as a
- 3 member of the commission an individual who is a lobbyist (as
- 4 defined in IC 2-7-1-10).
- 5 (e) After June 30, 2005, the governor may not appoint as a
- 6 member of the commission an individual who:
- 7 (1) holds an office; or
- 8 (2) in the two (2) years before the date of appointment, has
- 9 held an office;
- 10 under the Constitution of the State of Indiana or state law.
- 11 (f) After June 30, 2005, the governor may not appoint as a
- 12 member of the commission an individual who is an officer of a bona
- 13 fide political party, except for an individual who holds a position
- 14 described by IC 3-6-1-15(1), IC 3-6-1-15(2), or IC 3-6-1-15(3).".
- 15 Page 3, line 6, after "expire." insert "The individuals nominated
- 16 must meet the qualifications for appointment established under
- 17 section 2 of this chapter.".
- 18 Page 3, line 15, strike "The state chairman may".
- 19 Page 3, strike lines 16 through 17.
- 20 Page 3, line 18, delete "(f)".

- 1 Page 3, line 18, strike "If the state chairman disapproves the
- 2 selection within the".
- 3 Page 3, line 19, strike "seven (7) day period under subsection".
- 4 Page 3, line 19, delete "(e)".
- 5 Page 3, line 19, strike "the governor shall make".
- 6 Page 3, line 20, strike "another appointment under subsection".
- 7 Page 3, line 20, delete "(e)".
- 8 Page 3, line 20, strike "that is also subject to the".
- 9 Page 3, line 21, strike "disapproval of the state chairman under
- 10 subsection".
- 11 Page 3, line 21, delete "(e)".
- 12 Page 3, line 22, delete "(g)".
- 13 Page 3, line 22, strike "If the state chairman does not disapprove an
- 14 appointment".
- 15 Page 3, line 23, strike "under subsection".
- 16 Page 3, line 23, delete "(e)".
- 17 Page 3, line 23, strike "within the seven (7) day period, the
- 18 individual".
- 19 Page 3, strike line 24.
- 20 Page 3, line 29, strike "of the state".
- 21 Page 3, line 33, after "member." insert "**The individuals nominated**
- 22 **must meet the qualifications for appointment established under**
- 23 **section 2 of this chapter.**".
- 24 Page 3, line 38, strike "The state".
- 25 Page 3, strike lines 39 through 42.
- 26 Page 4, strike lines 1 through 6.
- 27 Page 5, line 1, after "division." insert "**An individual who is**
- 28 **designated to serve as a proxy of record by a member of the**
- 29 **commission who is appointed by the governor must meet the same**
- 30 **qualifications for service on the commission as the member in**
- 31 **whose place the individual serves. An individual who is designated**
- 32 **to serve as a proxy of record by the secretary of state must meet the**
- 33 **qualifications for appointment to the commission established under**
- 34 **section 2 of this chapter and be a member of the same political**
- 35 **party as the secretary of state.**".
- 36 Page 5, line 13, after "effect." insert "**An individual who is**
- 37 **designated to serve as an alternate proxy by a member of the**
- 38 **commission who is appointed by the governor must meet the same**
- 39 **qualifications for service on the commission as the member in**
- 40 **whose place the individual serves. An individual who is designated**
- 41 **to serve as an alternate proxy by the secretary of state must meet**
- 42 **the qualifications for appointment to the commission established**

1     **under section 2 of this chapter and be a member of the same**  
 2     **political party as the secretary of state."**

3         Page 7, line 9, delete "director, who must be affiliated with" and  
 4     insert "**director selected from a list containing the names of two (2)**  
 5     **individuals submitted by the state chairman of"**.

6         Page 7, line 11, delete "election," and insert "**election"**.

7         Page 7, line 35, delete "(e)".

8         Page 7, line 35, strike "The state chairman may disapprove the  
 9     selection by notifying".

10        Page 7, line 36, strike "the".

11        Page 7, line 36, delete "secretary of state not later than".

12        Page 7, line 36, strike "seven (7) days".

13        Page 7, line 37, strike "after receiving notice of the".

14        Page 7, line 37, delete "selection."

15        Page 7, line 37, strike "If the".

16        Page 7, strike line 38.

17        Page 7, line 39, strike "period, the".

18        Page 7, line 39, delete "secretary of state".

19        Page 7, line 39, strike "shall make another".

20        Page 7, line 40, delete "selection".

21        Page 7, line 40, strike "under subsection".

22        Page 7, line 40, delete "(c),".

23        Page 7, line 40, strike "which is subject to".

24        Page 7, strike line 41.

25        Page 7, line 42, strike "chairman does not disapprove the".

26        Page 7, line 42, delete "selection".

27        Page 7, line 42, strike "within the".

28        Page 8, line 1, strike "seven (7) day period, the individual".

29        Page 8, line 1, delete "selected".

30        Page 8, line 1, strike "by the".

31        Page 8, line 2, delete "secretary of state".

32        Page 8, line 2, strike "shall be employed as the".

33        Page 8, line 2, delete "assistant".

34        Page 8, delete line 3.

35        Page 29, between lines 11 and 12, begin a new paragraph and insert:

36        "SECTION 74. [EFFECTIVE UPON PASSAGE] **(a) The**  
 37     **definitions in IC 3-5-2 apply throughout this SECTION.**

38        **(b) An individual serving on the commission on the date this act**  
 39     **becomes effective and:**

40        **(1) whose term expires on July 1, 2005; and**

41        **(2) who does not meet the qualifications established under**  
 42     **IC 3-6-4.1-2, as amended by this act;**

1 is not eligible for reappointment to the commission after June 30,  
 2 2005, until the individual meets the qualifications established under  
 3 IC 3-6-4.1-2, as amended by this act.

4 (c) An individual serving on the commission on the date this act  
 5 becomes effective and:

6 (1) whose term expires on July 1, 2006; and

7 (2) who does not meet the qualifications established under  
 8 IC 3-6-4.1-2, as amended by this act;

9 is not eligible to serve on the commission after June 30, 2005, until  
 10 the individual meets the qualifications established under  
 11 IC 3-6-4.1-2, as amended by this act. A vacancy created under this  
 12 subsection must be filled under IC 3-6-4.1-5, as amended by this  
 13 act.

14 (d) This SECTION expires January 1, 2006."

15 Renumber all SECTIONS consecutively.

(Reference is to SB 500 as introduced.)

**and when so amended that said bill do pass .**

Committee Vote: Yeas 6, Nays 0.

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**Senator Lawson C, Chairperson**